File #: Int 1489-2025, **Version:** *

Int. No. 1489

By Council Members Morano, Holden, Banks, Restler, Ariola, Paladino and Vernikov

A Local Law to amend the administrative code of the city of New York, in relation to requiring AM broadcast receivers in vehicles of the city fleet and city-contracted vehicles

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 6 of the administrative code of the city of New York is amended by adding a new section 6-150 to read as follows:

§ 6-150 AM broadcast receivers in city fleet and city-contracted vehicles. a. Definitions. For purposes of this section, the following terms have the following meanings:

AM broadcast band. The term "AM broadcast band" means the band of frequencies between 535 kilohertz and 1705 kilohertz, inclusive.

AM broadcast receiver. The term "AM broadcast receiver" means hardware capable of receiving and demodulating transmissions in the AM broadcast band and reproducing audio through a vehicle's audio system. Such term may include an analog or digitally integrated receiver but does not include AM broadcast band access via internet streaming or cellular data.

City-contracted vehicle. The term "city-contracted vehicle" means a vehicle that is utilized within the city on a weekly or more frequent basis to fulfill requirements material to the scope of a contract registered with the comptroller. Such term does not include agency on-call emergency contracts, including on-call storm emergency contracts, or the following types of contracts that are governed by rules of the procurement policy board: emergency procurements; intergovernmental contracts; government to government contracts; and contracts for the provision of work or services by public utilities.

Commissioner. The term "commissioner" means the commissioner of citywide administrative services.

Department. The term "department" means the department of citywide administrative services.

b. AM broadcast receiver required. Except as otherwise provided by subdivision c of this section, no later than 12 months after the effective date of the local law that added this section:

1. Each vehicle in the city fleet shall be equipped with a functioning AM broadcast receiver.

2. Each city-contracted vehicle shall be equipped with a functioning AM broadcast receiver.

c. Exemption. Upon application by an agency or by a city contractor, the commissioner may issue an exemption from the requirements of subdivision b of this section when the application of such requirements to a vehicle in the city fleet or to a city-contracted vehicle would disrupt the provision of public safety or public health services, as specified in the rules of the department.

d. Rulemaking. The department may promulgate rules necessary for the implementation of this section, including but not limited to rules specifying when an exemption under subdivision c may be granted because application of the requirements of subdivision b of this section would disrupt the provision of public safety or public health services.

e. Inspection; enforcement. 1. The department may inspect vehicles in the city fleet and city-contracted vehicles for compliance with the requirements of subdivision b of this section.

2. Each agency contract involving city-contracted vehicles shall contain the requirement set forth in paragraph 2 of subdivision b of this section, and such requirement shall be enforced as part of each agency's oversight of the agency contract.

f. Annual report. No later than 1 year after the effective date of the local law that added this section, and annually thereafter, the department shall submit to the mayor and the speaker of the council and post on the department's website a report about compliance with the requirements of this section over the preceding year. Such report shall include, but need not be limited to, the following:

1. The number and percentage of vehicles in the city fleet in compliance with the requirements of

subdivision b of this section;

2. The number and percentage of city-contracted vehicles in compliance with the requirements of subdivision b of this section;

3. The number and nature of exemptions granted pursuant to rules promulgated under subdivision d of this section; and

4. Any enforcement actions taken during the preceding year.

§ 2. This local law takes effect immediately; provided, however, that paragraph 2 of subdivision b and paragraph 2 of subdivision e of section 6-150 of the administrative code of the city of New York, as added by section one of this local law, apply to contracts registered by the comptroller on or after the effective date of the local law that added this section and do not apply to renewals, exemptions, or modifications of contracts entered into prior to such date.

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11/13/2025 3:00 PM